

Appointment

From: Braley, Susan (ECY) [SUBR461@ECY.WA.GOV]
Sent: 11/1/2016 10:20:06 PM
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Subject: Sediment Management Standards & WQ Assessment

Attachments: 303_d_final.pptx

Location: 1G-07 in Lacey; For teleconference: Dial-In Number: **Ex. 6** Participant Code: **Ex. 6**

Start: 11/8/2016 7:00:00 PM

End: 11/8/2016 8:00:00 PM

Show Time As: Busy

Recurrence: (none)

Hi All—We are setting up a one hour teleconference between Ecology and EPA to talk about the recent EPA approval of the Sediment Management Standards (SMS) and how the revised standards will affect Policy 1-11 updates for the Water Quality Assessment (especially Category 5 and 4B listings).

This meeting is in preparation for the November 14th Assessment workshop where SMS issues will be presented to the public. Peter Adolphson did a power point presentation to the Northwest Indian Fisheries Commission last week, and he plans to use that as the basis for his presentation on Nov. 14th.

This PowerPoint is mainly directed at scoping comments received from tribes (summarized below).

TRIBAL QUESTIONS/CONCERNS: (paraphrased)

1. Listings that were based on Part V of the SMS rule should remain in Cat 5.
2. Cat 4b listings based upon Part V of the SMS should be moved back to Cat 5 because Part V is no longer a water quality standard and the new SMS rule offers no reassurance that cleanups will meet WQ standards.
3. Were fish consumption rates included in the SMS rule amendments?

Based upon discussions with EPA, Ecology provided the following responses to the tribes during the meeting.

1. **Part V was not approved as a WQ standard and therefore is no longer used for WQ listing, just for cleanup. Part IV which includes SIZmax (Sediment Impact Zone maximum) remains a WQ standard and is equivalent the CSL (Cleanup Screening Level) in Part V of the SMS. Part IV (SIZmax) and Part III (SQS-Sediment Quality Standards) will be used in combination for CAT 5 listings. As a result, no changes to how Cat 5 sediment listing or delisting are expected to occur.**
2. **Additionally, because of this SMS framework, no changes will occur regarding how Cat 5 listing are moved to 4b. Reporting requirements for the 4b listings (in lieu of the TMDL) will be updated in policy 1-11 to ensure EPA reporting requirements are met with demonstrate cleanup progress.**
3. **Regarding seafood consumption Ecology stated that: “The rule amendments include a narrative that requires cleanup levels to be based on a Reasonable Maximum Exposure (RME) and that the default RME is a tribal exposure scenario. And Ecology uses RME for tribes with greatest consumption rate for the waterbody within which tribal Usual and Accustomed (U and A) fishing ground rights have been established.”**